



Economic Impact Analysis Virginia Department of Planning and Budget

2 VAC 20-40 – Regulations Governing Licensing of Pesticide Businesses Operating Under Authority of the Virginia Pesticide Control Act
Virginia Department of Agriculture and Consumer Services
February 27, 2008

Summary of the Proposed Amendments to Regulation

The Board of Agriculture and Consumer Services proposes to amend its regulations to clarify that licensed pesticide businesses may submit records requested for inspection purposes through electronic means.

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

Currently, the regulations establish that the Virginia Department of Agriculture and Consumer Services (VDACS) may require records of licensed pesticide businesses submitted for inspection purposes. Although VDACS already accepts electronic submissions of records requested, the regulations do not have specific language stating that the records may be submitted by electronic means. Upon a recommendation made by the Attorney General's Government and Regulatory Reform Task Force, the proposed changes will clarify that the licensed pesticide businesses may submit requested records through electronic means.

Because electronic submission of requested records is already allowed, the proposed regulations are not expected to create any significant economic effects other than the potential benefits that may result from the added clarity in the recordkeeping requirements.

Businesses and Entities Affected

These regulations apply to approximately 2,476 licensed pesticide businesses.

Localities Particularly Affected

The proposed regulations apply throughout the Commonwealth.

Projected Impact on Employment

No effect on employment is expected.

Effects on the Use and Value of Private Property

No effect on the use and value of private property is expected.

Small Businesses: Costs and Other Effects

All of the affected entities are believed to be small businesses. However, no small business costs or other effects are anticipated.

Small Businesses: Alternative Method that Minimizes Adverse Impact

No adverse effects on small businesses are expected.

Real Estate Development Costs

No real estate development costs are anticipated.

Legal Mandate

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.H of the Administrative Process Act and Executive Order Number 36 (06). Section 2.2-4007.H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. Further, if the proposed regulation has adverse effect on small businesses, Section 2.2-4007.H requires that such economic impact analyses include (i) an identification and estimate of the number of small businesses subject to the regulation; (ii) the projected reporting, recordkeeping, and other administrative costs required for small businesses to comply with the regulation, including the type of professional skills necessary for preparing required reports and other documents; (iii) a statement of the probable effect of the regulation on affected small businesses; and (iv) a

description of any less intrusive or less costly alternative methods of achieving the purpose of the regulation. The analysis presented above represents DPB's best estimate of these economic impacts.